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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In re

No. 08 Civ. 10922 (DAB)

J. EZRA MERKIN AND BDO SEIDMAN
SECURITIES LITIGATION

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**REPLY MEMORANDUM OF DEFENDANTS BDO CAYMAN ISLANDS AND BDO
LIMITED AS REQUIRED BY ORDER ON MOTION FOR RECONSIDERATION**

Defendant BDO Cayman Islands, formerly trading as BDO Tortuga and BDO Limited, formerly trading as BDO Binder (collectively, the “foreign BDO defendants”) submit this reply memorandum pursuant to the Court’s September 10, 2012, order.

The foreign BDO defendants incorporate by reference the reply brief of BDO USA, LLP insofar as it addresses arguments that apply to all the accounting defendants. Those arguments provide ample grounds for dismissal of the claims against these defendants as well.

In addition, class plaintiffs said nothing in their answering brief that bore on, let alone responded to, the arguments peculiar to the foreign BDO defendants relating to lack of subject matter jurisdiction, lack of personal jurisdiction, the application

of Cayman Islands law, and, as to BDO Limited, the statute of limitations. For those reasons as well, the Court should adhere to its previous order dismissing the action as against these defendants.

Dated: New York, NY
July 31, 2013

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Ira G. Greenberg", is written over a horizontal line.

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CERTIFICATE OF SERVICE

I certify that on the 1st day of August, 2013, I caused a true copy of
the attached reply memorandum to be served on the following by first-class mail:

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